

CONSTRUCTION
INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
THE CITY OF FLAGSTAFF

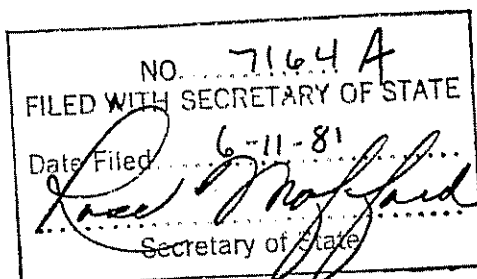
THIS AGREEMENT, entered into pursuant to Arizona Revised Statutes, Section 11-951 through 11-954, by and between the STATE OF ARIZONA, acting by and through the ARIZONA DEPARTMENT OF TRANSPORTATION, hereinafter called "STATE", and the CITY OF FLAGSTAFF, hereinafter called "CITY",

WHEREAS, the STATE is empowered by Arizona Revised Statutes Section 28-108 to enter into this AGREEMENT, and

WHEREAS, the CITY is empowered by Arizona Revised Statutes Section 9-672 to enter into this AGREEMENT, and acting by and through its duly elected governing body, has by that certain resolution attached hereto and incorporated herein as Exhibit "A" resolved to enter into this AGREEMENT and has authorized the undersigned as its representative to execute the same on behalf of said CITY, and

WHEREAS, for the safety and protection of the traveling public, it is necessary and desirable that certain improvements and/or modifications be made on the State Highway System in the CITY. This work shall include, but not be limited to, the reconstruction of traffic signals and intersection lighting at the following locations:

US 66 and Beaver Street
US 66 and Steves Boulevard



NOW, THEREFORE, in consideration of the mutual covenants hereinafter to be kept by all parties, it is mutually agreed as follows:

1. The STATE shall advertise for bids and award a contract for the reconstruction of the traffic signals and intersection lighting on US 89 at Beaver Street and at Steves Boulevard.

2. The CITY, upon completion of the work, shall reimburse the STATE for fifty percent of the preliminary engineering, construction, and field engineering costs associated with these projects, not to exceed the following:

Beaver Street	-	\$35,000
Steves Blvd.	-	\$20,250

3. This AGREEMENT shall be considered as terminated when all conditions as set forth herein have been complied with and the traffic signals are complete, in place, and functional.

4. All parties are hereby put on notice that this AGREEMENT is subject to cancellation by the Governor pursuant to Arizona Revised Statutes Section 38-511.

5. This AGREEMENT shall be filed with the Secretary of State and shall become effective upon such filing.

6. Attached to this AGREEMENT and incorporated herein by reference is Exhibit "B" which is a copy of the written determination of the appropriate attorney that the CITY is authorized under the laws of this State to enter into this AGREEMENT and that it is in proper form.


STATE OF ARIZONA
ARIZONA DEPARTMENT OF TRANSPORTATION

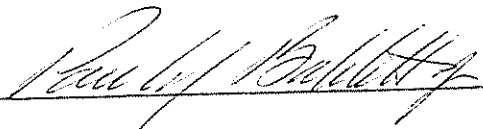
By: 
Chief Deputy State Engineer

Date: May 28, 1981

CITY OF FLAGSTAFF

ATTEST:


City Clerk

By: 

Title: Mayor

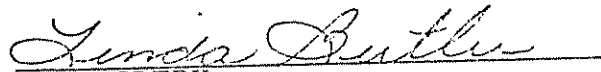
Date: May 8, 1981

EXHIBIT "A"

CERTIFICATION

I, LINDA BUTLER, City Clerk of the City of Flagstaff, Arizona, do hereby certify that the attached is a full, true and correct copy of an extract of the Minutes of the Flagstaff City Council Meeting, held May 5, 1981.

IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official Seal of the City of Flagstaff, this 19th day of May, 1981.


CITY CLERK

(SEAL)

CITY OF FLAGSTAFF, ARIZONA

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MINUTES 5/5/81

Consideration of an Agreement Between the Flagstaff Housing Authority and the City for a House on East Spruce:

Recommended Action: Approve the Agreement with the Housing Authority to lease and maintain the house located at 2316 Spruce Avenue.

Councilman Wood moved to approve the agreement with the Housing Authority to lease and maintain the house at 2316 Spruce Avenue.

The City Manager pointed out that the draft agreement should be changed to insure that the Housing Authority would have the property for five years.

Councilman Hannah stated that the Housing Authority was pretty firm on the five year figure. He contacted Chairman Harkey who indicated that the individual members supported their original position.

The motion unanimously carried.

Consideration of Intergovernmental Agreement Between Arizona Department of Transportation and the City for Traffic Signal Modification at U.S. 66 at Beaver Street and at Steves Blvd.:

Recommended Action: Approve the agreement and authorize the Mayor to execute on behalf of the City.

Councilman Robinson moved that the Council approve the agreement and authorize the Mayor to execute on behalf of the City, and ask the staff to include this in the budget for 1981-82. Councilman Hannah seconded the motion. The motion unanimously carried.

Consideration of a Contract with Willdan Associates for Construction Staking on the West Street Drainage:

Recommended Action: Accept the proposal of Willdan Associates for the construction staking on the West Street Drainage Project in an amount not to exceed \$8,800.00.

A motion was made by Councilman Lyon and seconded by Councilman Robinson to accept the proposal of Willdan Associates for the staking of the West Street drainage project. The motion unanimously carried.

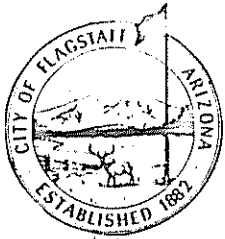
BOARDS AND COMMISSIONS:

Consideration of the Changing of the No Parking Zone on Terrace Avenue from the West Side of the Street to the East Side and Shorten it to Include Only the Section Between 16 and 116 North:

Recommended Action: Accept the recommendation of the City Traffic Commission and approve the changes in the No Parking Zone on Terrace Avenue.

Councilman Feldstein moved to accept the recommendation of the Traffic Commission and approve the change in the no parking zoning on Terrace Avenue. Councilman Robinson seconded the motion, which unanimously carried.

EXHIBIT "B"

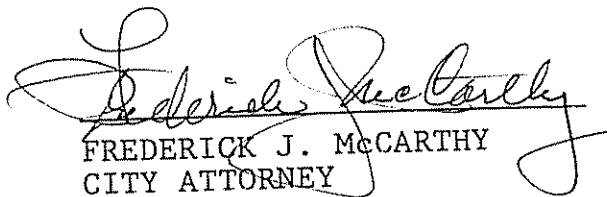


City of Flagstaff

P O Box 1208
Flagstaff Arizona 86002
602-774-5281

April 28, 1981

I have reviewed the proposed Intergovernmental Agreement between the Department of Transportation at the State of Arizona and the City of Flagstaff in regard to the modification of traffic signals and lighting at the intersections of US 66 and Beaver St., and US 66 and Steves Blvd. It is my determination that the Agreement is in proper form and within the process and authority of the City under its Charter and the Statutes of the State of Arizona.


FREDERICK J. MCCARTHY
CITY ATTORNEY



ARIZONA DEPARTMENT OF TRANSPORTATION

HIGHWAYS DIVISION

206 South Seventeenth Avenue Phoenix, Arizona 85007

June 22, 1981

BRUCE BABBITT
Governor

WILLIAM A. ORDWAY
Director

THOMAS R. LAMMERS
Assistant Director
and State Engineer

File
Sub 7 file

The Honorable Paul J. Babbitt, Jr.
Mayor
City of Flagstaff
15 North Beaver
Flagstaff, Arizona 86002.

Re: Intergovernmental Agreement
Construction/Signalization
US 66 and Beaver Street
US 66 and Steves Blvd.
City of Flagstaff/State of Arizona

Dear Mayor Babbitt:

Transmitted herewith is a copy of the fully executed Inter-governmental Agreement referenced above.

You will note the effective date of filing with the Secretary of State is June 11, 1981.

Very truly yours,

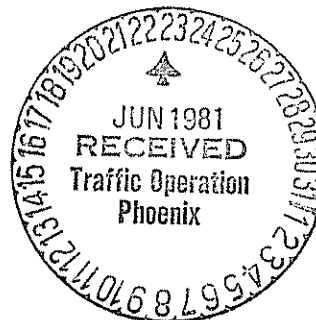
Carl B. Bower

CARLIE BOWMER
Assistant State Engineer
Traffic Engineering Section

CB:mm

Attachment

cc: J. B. Mertz
E. F. Gentsch
✓ D. R. Olivarez
Ben Patterson
Sally Al-Hashimi (original)





OFFICE OF THE
Attorney General

1801 WEST JEFFERSON STREET
FOURTH FLOOR
PHOENIX, ARIZONA 85007

ROBERT K. CORBIN
ATTORNEY GENERAL

INTERGOVERNMENTAL AGREEMENT

DETERMINATION

A. G. Contract No. 81-319, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in proper form and is within the powers and authority granted to the State or its agencies under the laws of the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 3d day of June, 1981.

ROBERT K. CORBIN
Attorney General

James H. Holubecum
Assistant Attorney General
Transportation Division

ARIZONA HIGHWAY DEPARTMENT
REQUEST FOR PREAUDIT

TO: External Audit Branch

M-951-6-901 Beaver St
M-951-6-902 Steves Blvd.

THRU: _____

FROM: Carlie Bowmer

SUBJECT: Project: Construction/Signalization

Highway: U. S. 66

Section: Beaver Street } City of Flagstaff
Steves Blvd. }

Document Number: A. G. Contract No. 81-319

Principal: State of Arizona/City of Flagstaff

It is requested that a preaudit be performed on the subject documents. Upon completion of the preaudit, the documents should be returned to:

Carlie Bowmer, Assistant State Engineer
Traffic Engineering Section - 204E

Signature: Mary McKinstry

Title: Admin. Secy. I

Preaudit Report No. 61 Date: 6/9/81

The subject documents were preaudited by the External Audit Branch in accordance with departmental procedures. No exceptions were taken.

Mary McKinstry
STAFF AUDITOR

Approved:

[Signature]
EXTERNAL AUDIT MANAGER

